

STATE OF NEW JERSEY
Office of the Attorney General
Department of Law and Public Safety
Division of Gaming Enforcement

Application of AC-CPC, LLC d/b/a)	
Chickie's & Pete's for a Casino Hotel Alcoholic)	ORDER
Beverage (CHAB) License)	00811
(Interim CHAB Authorization))	

By its Application, AC-CPC, LLC d/b/a Chickie's & Pete's ("Chickie's & Pete's"), VRF #85904, Log # 38-73, seeks to obtain a Casino Hotel Alcoholic Beverage ("CHAB") license as required to operate within the casino hotel facility of Tropicana Casino and Resort ("Tropicana").

Upon review of the Application and upon review of the information obtained during the Division of Gaming Enforcement's ("Division") preliminary investigation to date, the Division has found Chickie's & Pete's preliminarily qualified to hold a CHAB license pending the conclusion of the Division's investigation.

On June 19, 2013, Chickie & Pete's was issued a Revocable License Agreement from the City of Atlantic City ("City") which permits the extension of premises for Chickie & Pete's onto the first ribbon of the Atlantic City Boardwalk as delineated in the architectural drawing submitted to the Division and the City. The Revocable License Agreement is effective from June 19, 2013 until November 1, 2013 after which date Chickie's & Pete's will seek to obtain a Revocable License Agreement for the next year. The premises of Chickie's & Pete's will be extended by this Order to the area licensed for such use by the City and such approval will be continuing, without expiration, provided that Chickie's & Pete's receives a license from the City for such use and complies, in all respects, to the conditions as set forth herein by the Division.

Having considered the relevant provisions of the Casino Control Act, *N.J.S.A. 5:12-1 et seq.*, and pursuant to the Division's authority to issue a CIAB license under *N.J.S.A. 5:12-103(a)*, I hereby ORDER that the request be granted and that Chickie's & Pete's be issued an interim CIAB authorization, number **3333-01-101-001**, with the following conditions:

1. Chickie's & Pete's is issued an interim CIAB authorization based upon the Division's preliminary review of the applicant. At any time during the completion of the Division's full review should Chickie's & Pete's be found by the Division to be unqualified to hold a CIAB license, the interim authorization issued to Chickie's & Pete's will be revoked upon that determination.
2. At the conclusion of the Division's investigation of Chickie's & Pete's, the Division will issue a plenary CIAB license to Chickie's & Pete's upon a finding that Chickie's & Pete's is qualified to hold a CIAB license.
3. Chickie's & Pete's is authorized as a Type II (hotel) CIAB location in Tropicana as depicted on the architectural drawings submitted in connection with Boardwalk Favorites' license application. This entitles Chickie's & Pete's to sell alcoholic beverages by the glass or other open receptacle for on-premise consumption within its authorized bar/restaurant location within Tropicana.
4. The Division reserves the right to suspend, limit, condition or revoke Chickie's & Pete's' interim CIAB authorization or to take any other actions authorized by and pursuant to *N.J.S.A. 5:12-109* and *129* in appropriate circumstances.
5. The Division retains the right to take any and all action authorized by the Casino Control Act regarding the suitability of Chickie's & Pete's to transact business with Tropicana including those vendors operating within that casino hotel.
6. Chickie's & Pete's shall not transfer any ownership interest, except between existing natural person or entity qualifiers, without first receiving prior written approval from the Division.
7. Chickie's & Pete's shall not enter into any management agreement, profit sharing agreement, franchise agreement or service agreement with any person or entity in connection with the operation of the premises without first receiving prior written approval from the Division.
8. Chickie's & Pete's shall not amend or assign its lease with Tropicana without first receiving prior written approval from the Division.

9. Chickie's & Pete's will register with the Division, pursuant to *N.J.S.A.* 5:12-91 and *N.J.A.C.* 13:69A-1.1 et seq., all unregistered individuals employed by Chickie's & Pete's responsible for alcoholic beverages as identified on its employee listing of June 10, 2013 within ninety (90) days from the date of this Order. Chickie's & Pete's will obtain registrations for all such subsequently hired individuals prior to commencement of their work assignments.
10. Chickie's & Pete's is to comply with the provisions of *N.J.S.A.* 33:1-25 and 26, *N.J.A.C.* 13:2-14.5, as well as *N.J.A.C.* 13:69I-1.5, 2.2 and 2.3 which pertain to employment eligibility in a licensed C11AB facility.
11. Chickie's & Pete's is to maintain on its premises at Tropicana an updated and current Employee Listing pursuant to *N.J.A.C.* 13:69I-2.3(a) and provide a copy of this listing to the Division on the first day of each calendar quarter pursuant to *N.J.A.C.* 13:69I-2.3(d). The listing must also be available for inspection upon request by staff of the Division.
12. Chickie's & Pete's must obtain all necessary approvals required by other governmental agencies prior to the sale of any alcoholic beverages. Chickie's & Pete's is also required to update and maintain any of these approvals as appropriate.
13. Chickie's & Pete's will comply with all requirements attendant to Type II C11AB authorization, pursuant to *N.J.S.A.* 5:12-103g(2), and with all applicable alcoholic beverage laws and regulations of the Division and, as deemed applicable, the Division of Alcoholic Beverage Control.
14. Chickie's & Pete's will train its employees and implement procedures to insure that the service of alcoholic beverages on its authorized premises will be only to those patrons who are over the age of 21 and who are not actually or apparently intoxicated.
15. The approval for the extension of premises onto the Boardwalk will be continuing provided that Chickie's & Pete's operates its extended premises in full and complete conformance with the representations made to the City and the Division, which representations include the location, layout and dimensions of the Boardwalk premises, and that the Division receive, prior to use of the Boardwalk premises for the next term, a notification of such intention to use the expanded Boardwalk premises and a copy of the License Agreement, effective for that term, from the City.

Dated:

June 28, 2013



DAVID L. REBUCK
DIRECTOR